

1 Michael S. Sommer (admitted *pro hac vice*)
2 JaeYoung Ariel Jeong (admitted *pro hac vice*)
3 Derek K. Mong (admitted *pro hac vice*)
4 WILSON SONSINI GOODRICH & ROSATI
5 Professional Corporation
6 1301 Avenue of the Americas, 40th Floor
7 New York, NY 10019
8 Telephone: (212) 999-5800
9 Facsimile: (866) 974-7329
10 Email: msommer@wsgr.com
11 Email: ajeong@wsgr.com
12 Email: dmong@wsgr.com

13 Colleen Bal (SBN 167637)
14 WILSON SONSINI GOODRICH & ROSATI
15 Professional Corporation
16 One Market Plaza Spear Tower, Suite 3300
17 San Francisco, CA 94105
18 Telephone: (415) 947-2000
19 Facsimile: (866) 974-7329
20 Email: cbal@wsgr.com

21 *Counsel for Defendant Cognism Inc.*

22 **UNITED STATES DISTRICT COURT**
23 **NORTHERN DISTRICT OF CALIFORNIA**

24 NICHOLAS KIS, on behalf of himself and all
25 others similarly situated,

26 Plaintiff,

27 v.

28 COGNISM INC.,

Defendant.

Case No.: 3:22-cv-05322-AMO

**DEFENDANT'S STATEMENT OF
RECENT DECISION – MARTINEZ V.
ZOOMINFO TECHNOLOGIES, INC.**

Pursuant to Local Rule 7-3(d)(2), Defendant Cognism Inc. respectfully informs the Court of the Ninth Circuit’s decision in *Martinez v. ZoomInfo Technologies, Inc.*, No. 22-35305 (9th Cir. Sept. 21, 2023). The Ninth Circuit’s decision is attached hereto as **Exhibit A**, wherein the Ninth Circuit recognized that defendant-appellant ZoomInfo’s website “displays a ‘teaser profile,’ which shows partially redacted information about [an] individual,” together with “buttons lead[ing] the user to a page detailing options to subscribe to ZoomInfo before viewing the individual’s full profile.” *Id.* at 6.

Dated: September 22, 2023

Respectfully submitted,

WILSON SONSINI GOODRICH & ROSATI
Professional Corporation

By: /s/ Michael S. Sommer

Michael S. Sommer (admitted *pro hac vice*)
JaeYoung Ariel Jeong (admitted *pro hac vice*)
Derek K. Mong (admitted *pro hac vice*)
1301 Avenue of the Americas, 40th Floor
New York, NY 10019
Telephone: (212) 999-5800
Facsimile: (866) 974-7329
Email: msommer@wsgr.com
Email: ajeong@wsgr.com
Email: dmong@wsgr.com

Colleen Bal (SBN 167637)
WILSON SONSINI GOODRICH & ROSATI
Professional Corporation
One Market Plaza Spear Tower, Suite 3300
San Francisco, CA 94105
Telephone: (415) 947-2000
Facsimile: (866) 974-7329
Email: cbal@wsgr.com

Counsel for Defendant Cognism Inc.